PURCHASE OF COPRA AND COCONUT COMMODITIES.

*Q.—100. Sri B. S. SHANKARAPPA (Hosadurga).—

Will the Government be pleased to state.—

(*a*) whether it is not a fact that the Commission Agents and traders at Tiptur and Arsikere Regulated Markets are not the first purchasers of Copra and Cocoanut commodities ;

(*b*) if so, the reasons for issuing purchase tax notices to them;

(*c*) whether the Government will find out the first purchasers of the said commodities in the above two markets and make good of the Government income ?

A.—Sri J. H. SHAMSUDDIN (Deputy Minister for Finance) [on behalf of Sri Kadidal Manjappa (Minister for Revenue)].—

(*a*) It cannot be stated whether the Commission Agents and traders at Tiptur and Arsikere Regulated Markets or are not the first purchasers of Copra and Coconut, unless the actual transaction in case of each dealer is examined according to the Mysore Sales-tax Act, 1957 and the rules framed thereunder.

(*b*) Does not arise in view of reply to(*a*).

(*c*) Do in view of reply to (*a*) above.

Sri B. S. SHANKARAPPA.— Is it not a fact that according to the second Amendment Bill, the first purchaser who purchases from the grower has to pay the tax ?

Sri J. H. SHAMSUDDIN.— The first purchaser has to pay the tax, whatever may be his capacity ?

Sri B. S. SHANKARAPPA.—Is it not a fact that middlemen purchase the commodities from the growers and freeze the market in Arsikere ? If so, have you checked it ?

Sri J. H. SHAMSUDDIN.—The facts of each case has to be examined.

Sri B. S. SHANKARAPPA.— My question is, there are middlemen who purchase the commodities in the village and they have not been charged at all. Will the Government make a list of such persons who purchase from the growers ?

Sri J. H. SHAMSUDDIN.—Whether a particular dealer or a commission agent is a dealer, has to be decided on the facts of individual cases. I cannot make any generalisation.

Sri C. J. MUCKANNAPPA.— On a point of order Sir. In the list it is printed that Sri Kadidal Manjappa would reply, whereas Sri J. H. Shamsuddin, Deputy Minister is answering. May I know whether it could be done.

Mr. SPEAKER.— Any Minister can reply.

Sri C. J. MUCKANNAPPA.— The reply stands in the name of the Revenue Minister. I want to know who is dealing with this subject matter. Is it the Revenue Minister or the Finance Department ?

Mr. SPEAKER.— It is the Finance Department.

Sri C. J. MUCKANNAPPA.—So, how can it be printed here as the Revenue Minister ?

Mr. SPEAKER.—He can take it as a mistake. If he reads the question he will understand that it relates to the Finance Department.

Sri G. N. PUTTANNA.—Are the Government aware that some agents purchase from the growers in the villages and supply to the regulated markets and also non-regulated markets of Tumkur and thereby, though their turnover is more, they are not registered as dealers according to the Sales Tax Act and there is a huge loss to the Government ? In such cases, have the Government made any arrangement to find out the culprits and book them under the S. T. Act ?

Sri J. H. SHAMSUDDIN.—It is for the dealer in the regulated market to find out from whom he has purchased. He must point out to the assessing authority that he was not the first purchaser but the person from whom he purchased is the first purchaser. He must show to the assessing authority that this transaction has suffered tax at the hands of a particular individual.

Sri F. H. MOHSIN.—Is the Minister entitled to interpret law ? Can he give any judgment on any case?

Mr. SPEAKER.—In performing the functions of a Minister, he can state the facts.

Sri G. N. PUTTANNA.— May I know whether the Regulated Market Inspector or Sales Tax Inspector has investigated any such dealers who are dealing with cocoanut purchases from the ryots and supplied to the regulated market without registering them under the Sales Tax Act ?

Sri J. H. SHAMSUDDIN.—Whether a particular dealer or commission agent is being assessed of not, it is his duty to point out from whom he has purchased. It is the duty of the assessee. If he points out as to who is liable to pay tax as the first purchaser, then the enquiry will start.

Sri G. N. PUTTANNA.—I request the Chair to direct the Minister to give proper replies to questions. He is giving reply as he thinks fit. It is very difficult for the Government to understand these things unless the assessee comes forward and informs.

ರೆಗ್ಯುಲೇಟೆಡ್ ಮಾರ್ಕೆಟ್ ಇನ್‌ಸ್ಪೆಕ್ಟರಾಗಲಿ, ಸೇಲ್ಸ್‌ಟ್ಯಾಕ್ಸ್ ಇನ್‌ಸ್ಪೆಕ್ಟರಾಗಲೀ ಒಂದು ತೆಂಗಿನಮರವೂ ಇಲ್ಲದೆ ಇರುವವರು ಮಾಲನ್ನು ಕೊಂಡುಕೊಂಡು ಮಾರ್ಕೆಟ್ಟಿಗೆ ಸಪ್ಲೈಮಾಡಿ ಲಕ್ಷಾಂತರ ರೂಪಾಯಿ ಸರ್ಕಾರಕ್ಕೆ ನಷ್ಟವಾಗುವಂತೆ ಮಾಡುತ್ತಿರುವುದನ್ನು ಕಂಡು ಹಿಡಿದಿದ್ದಾರೆಯೇ ?

Mr. SPEAKER.—It is a suggestion for action.

Sri B. S. SHANKARAPPA.—Has it come to the notice of the Government that the middlemen who purchase commodities from agriculturists escape payment of sales tax ?

Sri J. H. SHAMSUDDIN.—As I have already said, when a particular trader or commission agent is being assessed, it is his duty to point out from whom he has purchased. It is the duty of the assessee to do so. If he says who is liable to pay the tax, he will be the first purchaser.

ಶ್ರೀ ಕೆ. ಪಿ. ರೇವಣಸಿದ್ದಪ್ಪ.—ಅನೇಕ ಜನ ಸೇಲ್ಸ್‌ಟ್ಯಾಕ್ಸ್ ಮತ್ತು ಇಕಂಟ್ಯಾಕ್ಸ್ ಅಧಿಕಾರಿಗಳು ತೆರಿಗೆಯನ್ನು ಯಾರು ಕೊಡಬೇಕು, ಎಂದು inspect ಮಾಡುವುದಕ್ಕೆ ಬಂದಿದ್ದು ತಿಪಟೂರು ಮತ್ತು ಅರಸೀಕೆರೆ ರೆಗ್ಯುಲೇಟೆಡ್ ಮಾರ್ಕೆಟ್‌ಗಳಲ್ಲಿ ಜಗಳವಾಡಿಕೊಂಡು ಬಂದಿರುವುದು ಸರ್ಕಾರದ ಗಮನಕ್ಕೆ ಬಂದಿದೆಯೇ?

Sri J. H. SHAMSUDDIN.—It has not come to my notice.

ಶ್ರೀ ಕೆ. ಪಿ. ರೇವಣಸಿದ್ದಪ್ಪ.—ಮಂತ್ರಿಗಳ ನಮೇತ ಸರ್ಕಾರದ ಉನ್ನತ ಅಧಿಕಾರಿಗಳು ಬಂದಿದ್ದು ತೆರಿಗೆಯನ್ನು ಯಾರು ಕೊಡಬೇಕು ಎನ್ನುವುದನ್ನು ಇತ್ಯರ್ಥ ಮಾಡುವುದಕ್ಕೆ ಸಾಧ್ಯವಾಗದೆ, ಜಗಳವಾಡಿಕೊಂಡುಬಂದಿದ್ದು ನಿಜವಲ್ಲವೇ?

Sri J. H. SHAMSUDDIN.—I do not know those facts.

ಶ್ರೀ ಕೆ. ಪಿ. ರೇವಣಸಿದ್ದಪ್ಪ,—ರೆಗ್ಯುಲೇಟೆಡ್ ಮಾರ್ಕೆಟ್ ಇರುವ ಸ್ಥಳಗಳಲ್ಲಿ ತೆಂಗಿನ ಮರಗಳಿಲ್ಲದೆಯಿರುವವರು, ಮಧ್ಯಸ್ತಗಾರರು ಪದಾರ್ಥವನ್ನು ಕೊಂಡುತಂದು ಸರ್ಕಾರಕ್ಕೆ ಮೋಸಮಾಡುವುದನ್ನು ತಪ್ಪಿಸುವುದಕ್ಕೆ ವ್ಯವಸ್ಥೆ ಮಾಡುತ್ತೀರಾ?

Sri J. H. SHAMSUDDIN.—That is a suggestion for action.

HOLDING OF AN INQUIRY REGARDING THE FIRING THAT TOOK PLACE AT HUBLI.

*Q.—115. Sri B. K. NAGUR (Bijapur).—

Will the Government be pleased to state.—

(*a*) whether an enquiry has been held regarding the firing that took place at Hubli;

(*b*) whether there was a situation that necessitated firing;

(*c*) the reasons for the clash between the merchants of Hubli and the Police;

(*d*) whether they are aware that the Merchants Associations, Bar Associations and other Associations of the entire North Karnatak have passed resolutions in their meetings regarding the unjust action of the police and condemning the same;

(*e*) if so, the steps taken by them in the matter?

*A.—Sri H. M. CHANNABASAPPA (Minister for Home).—

(*a*) An enquiry has been ordered by Government.

(*b*) and (*c*) No answer can be given at this stage.

(*d*) Merchants' Associations and some other Associations have passed such resolutions.

(*e*) Necessary action will be taken on receipt of the enquiry report.